

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

FREE CONFERENCE COMMITTEE ON HOUSE AMENDMENTS TO HOUSE BILL 361

Call to Order: By **SEN. DAN HARRINGTON**, on April 14, 2005 at
11:38 A.M., in Room 335 Capitol.

ROLL CALL

Members Present:

Sen. Dan Harrington, (D), Chairman
Sen. Ken Toole, (D)
Sen. Kelly Gebhardt, (R)
Rep. Dave Gallik, (D)
Rep. Jim Peterson, (R)
Rep. Robin Hamilton, (D)
Rep. Rick Maedje, (R)

Members Excused: None.

Members Absent: None.

Staff Present: Peg Holwick, Committee Secretary
Krista Lee Evans, Legislative Branch

Please Note. These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing & Date Posted: None.
Executive Action: HB 361

{Tape: 1; Side: A}

REP. DAVE GALLIK (D), HD 79, reviewed **HB 361**, Revise opencut mining act.

SEN. GEBHARDT reviewed amendments for the benefit of the committee.

He asked **Harold Blattie, Associate Director, Montana County Commissioners**, to give his perspective of the bill. **Mr. Blattie** explained that counties open the pits and keep them open since they not set up for long hauling. This bill would provide motivation for closing and reclaiming pits. He cautioned, however, that pits would be open and closed repeatedly which would not be cost effective.

SEN. GEBHARDT further explained his amendment.

SEN. HARRINGTON noted there were two sets of amendments.

Motion: **SEN. GEBHARDT** moved amendments to **HB 361**.

[**EXHIBIT\(ccs80sb0361a01\)**](#)

Vote: Motion carried unanimously by voice vote

REP. MAEDJE explained his amendment, **HB036105.ajk**.

[**EXHIBIT\(ccs80sb0361a02\)**](#)

SEN. GEBHARDT asked **REP. MAEDJE** to clarify the segregated amendment.

REP. GALLIK opposed the bill.

SEN. TOOLE asked **REP. MAEDJE** about independent contractors.

Motion: **REP. MAEDJE** moved amendment **HB036105.ajk**.

Discussion:

REP. PETERSON suggested that amendments be worked out for next session and thanked the staff for their hard work

REP. MAEDJE withdrew his motion.

Motion/Vote: Motion to adopt committee report carried 6-1 by voice vote with **REP. MAEDJE** voting no.

ADJOURNMENT

Adjournment: 12:00 A.M.

SEN. DAN HARRINGTON, Chairman

PEG HOLWICK, Secretary

DG/DH/ph

Additional Exhibits:

EXHIBIT ([ccs80sb0361aad0.PDF](#))